

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Krissell  
Application No.: 10/616,361  
Filed: July 9, 2003

Confirmation No. 1364  
Group Art Unit: 2157  
Examiner: Kadir

For: *Methods, Systems and Computer Program Products for Controlling Data Transfer for Data Replication or Backup Based on System and/or Network Resource Information*

Date : March 28, 2007

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO  
OFFICE ACTION DATED FEBRUARY 9, 2007**

Sir:

Responsive to the Office Action dated February 9, 2007, please amend the above-identified application as shown.

If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to Deposit Account No. 09-0461.

**Amendments to the claims begin on page 2.**

**Remarks begin on page 6.**